

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ERICK FERNANDO VELA,	)	4:18CV3046
	)	
Petitioner,	)	
	)	
v.	)	JOINT
	)	STATUS REPORT
	)	
ROB JEFFREYS, Director,	)	
Nebraska Department of Correctional	)	
Services,	)	
	)	
Respondent.	)	

The parties submit this joint status report in accordance with this Court's prior text order (Filing No. 47):

1. On May 18, 2018, this Court granted Petitioner's motion to stay proceedings, pending the resolution of his state court postconviction proceedings. (Filing No. 9).
2. The Petitioner's state court postconviction proceedings have not been resolved and are pending in the District Court of Madison County, Nebraska.
3. Undersigned counsel for the parties anticipate there will be progression of the state court proceedings with the understanding that the state court records of the Petitioner's capital case are voluminous and have necessarily involved considerable time to gather, review and organize.
4. In addition, there remain legal and factual matters that must first be resolved in the District Court of Madison County, Nebraska.
5. The parties agree that the stay in this case should not be lifted at this time, consistent with this Court's order (Filing No. 9), because the state court proceedings have not been resolved.

6. The Respondent has no objection to continuing the stay and abeyance of this case.

7. In view of the outstanding matters pending before the state court, the parties suggest that this Court allow six months before requiring another status report.

Erick Vela, Petitioner

By: s/Jerry M. Hug  
Hug & Jacobs LLC  
209 S 19<sup>th</sup> St, Suite 323  
Omaha NE 68102  
[jerry@hugandjacobs.com](mailto:jerry@hugandjacobs.com)

and

By: s/Susanne Bales  
TN Bar No. 017868  
Assistant Federal Community Defender

s/Mary M. Kincaid  
AZ Bar No. 030837  
Assistant Federal Community Defender

Federal Defender Services of Eastern  
Tennessee, Inc  
800 S. Gay Street, Suite 2400  
Knoxville TN 37929  
Telephone: (865) 637-7979  
Fax: (865) 637-7999  
Email: [Susanne\\_Bales@fd.org](mailto:Susanne_Bales@fd.org)

Counsel for Mr. Vela

Rob Jeffreys, Respondent,

By: Mike Hilgers, 24483  
Nebraska Attorney General

By: s/Stacy M. Foust, # 23636  
Assistant Attorney General  
2115 State Capitol Building  
Lincoln, NE 68509-8920  
[Stacy.Foust@nebraska.gov](mailto:Stacy.Foust@nebraska.gov)

By: s/Michael B. Guinan  
Assistant Attorney General  
2115 State Capitol Building  
Lincoln, NE 68509-8920  
[Michael.Guinan@nebraska.gov](mailto:Michael.Guinan@nebraska.gov)

Counsel for Respondent

**CERTIFICATE OF SERVICE**

I hereby certify that on August 12, 2025, I electronically filed the foregoing JOINT STATUS REPORT, with the Clerk of the District Court using the CM/ECF system. Notice of this filing was sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's electronic filing system.

/s/Susanne Bales